



The British Columbia Gazette.

PUBLISHED BY AUTHORITY

Vol. XVII.]

VICTORIA, SEPTEMBER 22ND, 1877.

[No. 38.

Table of Contents.

Government Notices.	PAGE.
PROVINCIAL SECRETARY'S DEPARTMENT.	
Appointments	173
Mainland Assessors	174
Regulations respecting piloting of Ships of War of belligerents	173
Declaration respecting property of deceased seamen	175
Creation of Denman Island School District	175
Do. Stanley do.	175
Do. North Arm do.	175
Do. Stuart's Lake do.	175
PROCLAMATION:	
Proroguing Legislative Assembly	173
LANDS AND WORKS DEPARTMENT.	
Notice of sub-division of land in N. E. 1/4, Section 36, Township No. 4	176
Notice to claimants of land Naasse River	176
Reserving lots 51 and 52, Clinton	176
Notice of survey of lots in Group 1 New Westminster District	175
Notice of survey of lots Group 1 Yale District	176
Reserving tract of land in Cariboo District	176
Miscellaneous Notices.	
Respecting Private Bills, Provincial Legislature	176
Estate of James Salisbury, deceased	176
Insolvency of L. Eckstein	176
Estate of John Higgins, deceased	176

Appointments.

PROVINCIAL SECRETARY'S OFFICE,
20th September, 1877.

HIS EXCELLENCY the Lieutenant-Governor has been pleased to appoint T. J. SKINNER, Esq., to form a Court of Revision and Appeal for the Polling Division of Salt Spring Island and the Islands adjacent thereto, under the "Assessment Act, 1876," vice H. RUCKLE, Esq.,

Proclamation.

[L. S.] A. N. RICHARDS,
CANADA.

PROVINCE OF BRITISH COLUMBIA.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To Our faithful the Members elected to serve in the Legislative Assembly of Our Province, of British Columbia, and summoned and called to a meeting of the Legislature or Parliament of Our said Province, at Our City of Victoria, on Thursday, the twenty-third day of August instant, to have been commenced and held, and every of you—GREETING.

A PROCLAMATION.

A. C. ELLIOTT, } WHEREAS the meeting of Attorney General. } the Legislature or Parliament of the Province of British Columbia, stands called for Thursday, the twenty-third day of August instant, at which time, at Our City of Victoria, you were held and constrained to appear.

NOW KNOW YE that for divers causes and considerations, and taking into consideration the ease and convenience of Our loving subjects, We have thought fit, by and with the advice of Our Executive Council of the Province of British Columbia, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that on Thursday, the Twenty-fifth day of October, next, you meet Us in Our said Legislature or Parliament of Our said Province, at Our City of Victoria, and therein to do as may seem necessary. Herein fail not.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of the said Province to be hereunto affixed: WITNESS the Honorable ALBERT NORTON RICHARDS, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this eleventh day of August, in the year of Our Lord One Thousand Eight Hundred and seventy-seven, and in the forty-first year of Our Reign.

By Command,

CHAS. E. POOLEY,
Registrar Supreme Court.

Government Notices.

PROVINCIAL SECRETARY'S OFFICE,
17th August, 1877.

THE following Instructions respecting the piloting of Ships of War of belligerents are hereby published for general information.

By Command,
T. ELWYN,
Acting Deputy Provincial Secretary.

The Foreign Office to the Colonial Office.

(COPY.) FOREIGN OFFICE,
May 25th, 1877.

SIR,—I am directed by Her Majesty's Secretary of State for Foreign Affairs to transmit to you to be laid before the Earl of Carnarvon, a copy of a letter, which his Lordship has caused to be addressed to the Board of Trade on the subject of the instructions to be issued to British Pilots, with a view of preventing infractions of Her Majesty's neutrality during the war between Turkey and Russia.

1 am, &c.,
(Signed) JULIAN PAUNCEFOTE.
The Under Secretary of State,
Colonial Office.

The Foreign Office to the Board of Trade.

(COPY.) FOREIGN OFFICE,
May 23rd, 1877.

SIR,—With reference to the letter from this office of the 3rd of August, 1870, relating to the instructions to be issued to British Pilots, with a view of preventing infractions of Her Majesty's neutrality during the Franco-German War, I am directed by the Earl of Derby to state to you, for the information of the

Board of Trade that, after consultation with the Lords of the Admiralty and the Law Officers of the Crown, he considers it desirable that a similar notice should now be issued, to be observed during the present war between Russia and Turkey.

The Law Officers have, however, suggested that some words should be added, defining the nature of the danger out of which Ships of War may be piloted, and I am to transmit to you, to be laid before the Board, a copy of the notice as amended by them with this view. I am, &c.,

(Signed) JULIAN PAUNCEFOTE.

The Secretary to the Board of Trade.

(Copy)

Pilots.

British Pilots are directed by the Board of Trade not to pilot Ships of War of either belligerent, except in British waters, within three miles of the shore, or to do more than pilot such Ships into or out of British ports or roadsteads, when they are not at the time engaged in any hostile operations, but Ships of War in distress may always be piloted out of immediate danger, other than the danger of immediate or imminent capture.

Downing Street, 21st June, 1877.

SIR,—I have the honour to transmit to you for publication in the Colony under your Government a copy of a Declaration between Great Britain and Italy, relative to the disposal of the estates of deceased seamen of the two nations, which was signed at London on the 17th April last.

I also enclose for publication in like manner a copy of a similar Declaration between this country and Denmark which was signed at London, on the 11th April, 1877.

I have, etc.,
(Signed) CARNARVON.

*To the Officer administering
the Government of Canada.*

*Declaration between Great Britain and Italy relative to
the disposal of the estates of deceased seamen of the two
nations.*

(Signed at London, April 17th 1877.)

The Government of Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, and the Government of His Majesty the King of Italy, being desirous to make arrangements as to the disposal of the property of deceased seamen of the two nations in certain cases, the undersigned, duly authorized to that effect, have agreed as follows:

ARTICLE I.

If any British seaman dies on board an Italian ship, or whilst serving on board an Italian ship within Italian territory; or if, on the other hand, any Italian seaman dies on board a British vessel, or whilst serving on board a British vessel within British territory, the Governments of Italy and of Great Britain respectively shall provide as far as possible for the protection, without loss or injury, of any money or effects belonging to such deceased seaman.

In case of a British seaman dying as aforesaid, the Italian Government shall cause the property, if not exceeding 50*l.* in value, to be delivered, as soon as possible after the decease, to the British Consul at the Italian port where the decease occurs; or if the decease does not occur at an Italian port, but on Italian territory, to the British Consul nearest to the place where such decease occurs, or where the property may be; or if such decease occurs at sea on board an Italian vessel, to the British Consul at the first Italian port at which the vessel arrives after such decease.

In the case of an Italian seaman dying, as aforesaid, his property, if not exceeding 50*l.* in value, shall, subject to the provision contained in Article II, be delivered, as soon as possible after the decease, to the Italian Consul at the British port where the decease occurs; or if the decease does not occur at a British port but on British territory, to the Italian Consul nearest to the place where such decease occurs, or where the property may be; or if such decease occurs at sea on board a British vessel, to the Italian Consul at the first British port at which the vessel arrives after such decease.

When the property exceeds 50*l.* in value it shall, subject to the provisions contained in Article II, be paid to the legal representative of the deceased according to the law of the nation of the ship or territory where the property is at the time of the decease.

In cases where a deceased seaman has signed articles either as an Italian or as a British subject, as the case may be, but the Government into whose possession his effects come is not satisfied of his nationality, that Government shall equally protect his property, and shall send an account of it, and its value, and of all information in the possession of that Government relating to the deceased, to the other Government as soon as possible, and shall deliver the property to the other Government immediately on receiving its assurance that there is no doubt that the deceased was a subject of it.

ARTICLE II.

If the deceased shall have served in the Royal Navy of Great Britain, any assets which may be payable by the British Admiralty shall be dealt with according to the law of Great Britain.

ARTICLE III.

The term "seamen" in this Declaration includes every person (except masters and pilots) employed or engaged in any capacity on board any merchant-ship, or who has been so employed or engaged within six months before his death, and every person (not being a commissioned, warrant, or subordinate officer, or assistant engineer) borne on the books of, or forming part of the complement of any public ship of war.

The term "Consul" includes Consul-General, Consul, Vice-Consul, and Consular Agent, and every person for the time being discharging the duties of Consul-General, Consul, Vice-Consul, or Consular Agent.

In witness whereof the undersigned have signed the present Declaration, which shall come immediately into operation, and have affixed thereto the seal of their arms.

Done at London, the seventeenth day of April, 1877.

(L. S.) DERBY.
(L. S.) R. DE MARTINO.

Declaration between Great Britain and Denmark, relative to the disposal of the Estates of Deceased Seamen of the two Nations.

(Signed at London, April 11th, 1877.)

The Government of Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, and the Government of His Majesty the King of Denmark, being desirous to make arrangements as to the disposal of the estates of deceased seamen of the two nations in certain cases, the undersigned, duly authorized to that effect have agreed as follows:—

ARTICLE I.

If any British seaman dies on board a Danish ship, or whilst serving on board a Danish ship within Danish territory; or if on the other hand, any Danish seaman dies on board a British vessel, or whilst serving on board a British vessel within British territory, the Governments of Denmark and of Great Britain respectively shall provide as far as possible for the protection, without loss or injury, of any estate belonging to such deceased seaman.

In the case of a British seaman dying as aforesaid, the Danish Government shall cause the estate, if not exceeding 50*l.* in value, to be delivered, as soon as possible after the decease, to the British Consul at the Danish port where the decease occurs; or if the decease does not occur at a Danish port, but on Danish territory, to the British Consul nearest to the place where such decease occurs, or where the estate may be; or if such decease occurs at sea on board a Danish vessel, to the British Consul at the first Danish port at which the vessel arrives after such decease.

In the case of a Danish seaman dying as aforesaid, his estate, if not exceeding 50*l.* in value, shall, subject to the provision contained in Article II, be delivered by the British Government, as soon as possible, to the Danish Consul of the district to which the vessel may belong.

When the estate exceeds 50*l.* in value, in the event of there being no person at hand who, within the period of six months, proves to be rightfully entitled to administer to the estate of the deceased seaman, the Consuls-General or Consuls of either State in whose jurisdiction such decease shall take place, shall, subject to the provision contained in Article II, have the power to take possession of and administer to the estate of such deceased seaman.

If any British seaman, whilst serving on board a Danish ship, dies within British territory; or if, on the other hand, any Danish seaman, whilst serving on board a British ship, dies within Danish territory, —then the estate (if any) belonging to such deceased seaman shall, after deducting the expenses incurred, be paid over to the nearest Consul of the nation to which the ship belongs, in order that he may cause it to be, under observation of the aforesaid regulations, delivered to the competent authority in the country of the deceased seaman.

In the event of a seaman of one nation serving on board a ship of the other nation, and dying in the territory of a third nation, any estate of such deceased seaman (which may have been received by the Consul at the port where such death may have taken place of the nation to which the ship belongs) shall, after deducting the expenses incurred, be paid over to the Consul of the other nation at the same port.

In cases where a deceased seaman has signed articles either as a Danish or as a British subject as the case may be, but the Government into whose possession his estate comes is not satisfied of his nationality, that Government shall equally protect his estate and shall send an account of it, and its value, and of all information in the possession of that Government relating to the deceased, to the other Government as soon as possible, and shall deliver the estate to the other Government immediately on receiving its assurance that there is no doubt that the deceased was a subject of it.

ARTICLE II.

If the deceased shall have served in the Royal Navy of Great Britain, any assets which may be payable by the British Admiralty shall be dealt with according to the law of Great Britain.

ARTICLE III.

The term "seaman" in this Declaration includes every person (except masters and pilots) employed or engaged in any capacity on board any merchant ship, or who has been so employed or engaged within six months before his death, and every person (not being a Commissioned, Warrant, or Subordinate Officer, or Assistant Engineer,) borne on the books of, or forming part of the complement of any public ship of war.

The term "estate" includes all "property, wages due, money, and other effects" left by a deceased seaman on board a ship.

The term "Consul" includes Consul-General, Consul and Vice-Consul, and every person for the time being discharging the duties of Consul-General, Consul or Vice-Consul.

In witness whereof the undersigned have signed the present Declaration, which shall come immediately into operation, and have affixed thereto the seal of their arms.

Done at London, this eleventh day of April, 1877.

(L.S.) DERBY.
(L.S.) J. v. BULOW.

PROVINCIAL SECRETARY'S OFFICE,
17th August, 1877.

WHEREAS the Lieutenant-Governor in Council, 1872, is empowered, under the "Public School Act, 1872," to create School Districts in addition to those already existing, and to define the boundaries thereof; it is hereby notified that His Excellency has been pleased to create the tract of land enclosed within the undermentioned boundaries a School District, under the title of the "Stuart's Lake School District," viz:—

All that tract of land included in a circle, which may be described with a radius six miles in length from Fort St. James on Stuart's Lake.

By Command.

T. ELWYN,
Acting Deputy Provincial Secretary.

PROVINCIAL SECRETARY'S OFFICE,
17th August, 1877.

WHEREAS the Lieutenant-Governor in Council, 1872, is empowered, under the "Public School Act, 1872," to create School Districts in addition to those already existing, and to define the boundaries thereof; it is hereby notified that His Excellency has been pleased to create the tract of land enclosed within the undermentioned boundaries a School District, under the title of the "North Arm, Fraser River School District," viz:—

Commencing at North-West corner of Lot 314, Group 1; thence due North to Southern boundary of Lot 320; thence North-Westerly along the Northern boundary of Musquiam Indian Reserve to Western boundary of Lot 320, Group 1; thence due North to North-West corner of Lot 320; thence following Southern boundary of the Hastings Saw Mill timber lease to North-West corner of Lot 336, Group 1; thence due West along the Northern boundary of Lots 336 and 337 to the North-East corner of 337; thence due South to Northern boundary of Lot 330; thence due West to North-East corner of Lot 258, Group 1; thence due South along Eastern boundary of Lot 258 to North Arm of Fraser River. Then, commencing at North-East corner of Section 15, Block 5 North, Range 5 West, due South, to range line between Blocks 4 and 5 North; thence following the said range line, due West, to North Arm, Fraser River, including Sea Island.

By Command.

T. ELWYN,
Acting Deputy Provincial Secretary.

PROVINCIAL SECRETARY'S OFFICE,
17th August, 1877.

WHEREAS the Lieutenant-Governor in Council, 1872, is empowered, under the "Public School Act, 1872," to create School Districts in addition to those already existing, and to define the boundaries thereof; it is hereby notified that His Excellency has been pleased to create the tract of land enclosed within the undermentioned boundaries a School District, under the title of the "Denman Island School District," viz:—

All that tract of land known as Denman Island.

By Command.

T. ELWYN,
Acting Deputy Provincial Secretary.

PROVINCIAL SECRETARY'S OFFICE,
August 17th, 1877.

WHEREAS the Lieutenant-Governor in Council, 1872, is empowered, under the "Public School Act, 1872," to create School Districts in addition to those already existing, and to define the boundaries thereof; it is hereby notified that His Excellency has been pleased to create the tract of land enclosed within the undermentioned boundaries a School District, under the title of the "Stanley School District," viz:—

All that tract of land included in a circle which may be described with a radius of three miles in length from the Court House, Stanley.

By Command,

T. ELWYN,
Acting Deputy Provincial Secretary.

NOTICE.

A COURT of General Assize and Gaol Delivery and of Nisi Prius, will be held at each of the undermentioned places at 11 o'clock in the forenoon on the following days, and all witnesses are hereby notified to attend thereto.

Richfield, Monday, 10th September
Quesnellemouth, ... Saturday, 15th " "
Clinton, Monday, 24th " "
Kamloops, Saturday, 29th " "
Lytton, Friday, 5th October
Yale, Monday, 8th " "
New Westminster, Wednesday, 10th " ,

By Command,

T. ELWYN,
Acting Deputy Provincial Secretary.

Dated 23rd July, 1877.

NOTICE TO CLAIMANTS OF LAND.

New Westminster District.

NOTICE is hereby given, in accordance with the provisions of the "Land Act, 1875," that the following lands situate in the District of New Westminster, have been surveyed, and the map thereof deposited in the office of E. Dickinson, Commissioner, New Westminster:—

Lots 391, 392, 393, 394, Group one (1.)

And that claimants of any portion of this land should prove up their claims in manner provided by the "Land Act, 1875."

F. GEO. VERNON,
Chief Commissioner of Lands & Works.
Lands & Works Department,
Victoria, September, 8th, 1877.

NOTICE TO CLAIMANTS OF LAND.**YALE DISTRICT.**

NOTICE is hereby given, in accordance with the provisions of the "Land Act, 1875," that the following lands situate in the District of Yale have been surveyed, and the map thereof deposited in the office of W. Teague, Commissioner, Yale:—

Lots 34, 35, 36, 37, and 38, Group one (1.)

And that claimants of any portion of this land should prove up their claims in the manner provided by the "Land Act, 1875."

F. GEO. VERNON,
Chief Commissioner of Lands & Works.
Lands and Works Department,
Victoria, September 8th, 1877.

NOTICE.**Town of Clinton, Lillooet District.**

NOTICE is hereby given that lots fifty-one (51) and fifty-two (52), Town of Clinton, are hereby reserved until further notice.

F. GEO. VERNON,
Chief Commissioner of Lands & Works.
Lands & Works Department,
Victoria, 17th August, 1877.

Notice to Claimants of Land.**NEW WESTMINSTER DISTRICT.**

NOTICE is hereby given, in accordance with the provisions of the "Land Act, 1875," that the following land situate in New Westminster District has been surveyed and a map thereof has been deposited in the Office of E. Dickinson, Esq., New Westminster, viz:—

TOWNSHIP NO. 4.

N. E. 4, Section 36.

And that Claimants of any portion of this land should prove up their claims in accordance with the said Act.

F. GEO. VERNON,
Chief Commissioner Lands and Works
Lands and Works Department, July 6th, 1876.

COAST DISTRICT.**NAAS RIVER.**

NOTICE IS HEREBY GIVEN, that Section No. 2, Block 1, Coast District, situate on the right bank of Naas River, and about fourteen (14) miles from the mouth of the said river, has been surveyed in accordance with Clause 15, "Land Act, 1875," and the map thereof can be seen at the Land Office, Victoria.

And that claimants of any portion of this land should prove up their claims in the manner provided by the "Land Act, 1875."

F. G. VERNON,
Chief Commissioner of Lands and Works.
Lands and Works Department,
Victoria, August 11th, 1877.

NOTICE.**CARIBOO DISTRICT.**

NOTICE IS HEREBY GIVEN, that the tract of land situate on Pleasant Valley Creek, Cariboo District, and formerly held under a lease granted by the Government of British Columbia to James T. Steele, is hereby reserved until further notice.

F. GEO. VERNON,
Chief Commissioner of Lands & Works.
Lands and Works Department,
Victoria, September 15th, 1877.

Miscellaneous Notices.**LEGISLATIVE ASSEMBLY.****Private Bills.**

ALL applications for Private Bills, properly the subject of legislation by the Legislative Assembly of British Columbia, within the purview of the "British North America Act, 1867," whether for the erection of a Bridge, the making of a Railroad, Turnpike Road, or Telegraph Line; the construction or improvement of a Harbour, Canal, Lock, Dam, or Slide, or other like work; the granting of a right of Ferry; the incorporation of any particular trade or

calling, or of any Joint Stock Co.; or otherwise for granting to any individual or individuals any exclusive or peculiar rights or privileges whatever, or for doing any matter or thing which in its operation would affect the rights or property of other parties, or relate to any particular class of the community; or for making any amendment of a like nature to any former Act,—shall require a Notice, clearly and distinctly specifying the nature and object of the application to be published as follows:—

A notice inserted in the BRITISH COLUMBIA GAZETTE, and in one newspaper published in the District, affected, or if there be no newspaper published therein, then in a newspaper in the next nearest District in which a newspaper is published.

Such notice shall be continued in each case for a period of at least six weeks, during the interval of time between the close of the next preceding Session and the consideration of the Petition.

Before any Petition, praying for leave to bring in a Private Bill for the erection of a Toll Bridge is presented to the House, the person or persons intending to petition for such Bill shall, upon giving the notice prescribed by the preceding rule, also at the same time and in the same manner, give notice of the rates which they intend to ask, the extent of the privilege, the height of the arches, the interval between the abutments or piers for the passage of rafts and vessels, and mentioning also whether they intend to erect a drawbridge or not, and the dimensions of the same.

J. ROLAND HETT,
Clerk of the Legislative Assembly.

House of Assembly, Victoria.

NOTICE.

In the matter of the Estate and Effects of FREDERICK RICHARDSON, deceased, intestate.

ALL persons who are indebted to the above Estate are required to pay the amounts due forthwith; and all persons who have any claims against the above Estate are required to send in their accounts, on or before the 25th November, 1877, to

HENRY S. MASON,
Official Administrator.

Dated Victoria, 25th August, 1877.

Insolvent Act of 1875 and amending Acts.

In the matter of LEON ECKSTEIN, an Insolvent.

A WRIT OF ATTACHMENT has been issued in this cause, and the Creditors are notified to meet at my Office, Wharf Street, Victoria, on Monday, the 24th day of September, 1877, at 11 o'clock in the forenoon, to receive statements of his affairs and to appoint an assignee if they see fit, and for the ordering of his affairs generally.

C. T. DUPONT,
Victoria, September 6th, 1877. Official Assignee.

NOTICE.

In the matter of the Estate and Effects of JAMES SALISBURY, deceased, intestate.

ALL PERSONS who are indebted to the above Estate are required to pay the amounts due forthwith; and all persons who have any claims against the above Estate are required to send in their accounts, on or before the 10th day of November, 1877, to

HENRY S. MASON,
Official Administrator.

Dated Victoria, 10th August, 1877.

NOTICE.

In the matter of the Estate and Effects of JOHN HIGGINS, deceased, intestate.

ALL PERSONS who are indebted to the above Estate are required to pay the amounts due forthwith; and all persons who have any claims against the above Estate are required to send in their accounts, on or before the 15th December, 1877, to

HENRY S. MASON,
Official Administrator.

Dated Victoria, 15th September, 1877.

